

OFFICIAL JOURNAL
OF THE
COMMITTEE OF THE WHOLE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

TWENTY-NINTH DAY'S PROCEEDINGS

Thirty-fourth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 15, 2008

The Committee was called to order at 9:50 A.M. by Chairman Waddell.

On motion of Rep. Billiot, the calling of the roll was dispensed with.

Motion

On motion of Rep. Fannin, the Committee took under consideration House Bill No. 1 at this time.

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Rep. Fannin sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Fannin in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 14, line 33, change "267,671,440" to "266,169,579"

AMENDMENT NO. 2

On page 14, line 35, change "71,572,445" to "70,070,584"

AMENDMENT NO. 3

On page 14, line 44, change "267,671,440" to "266,169,579"

AMENDMENT NO. 4

On page 25, delete lines 26 through 28 in their entirety

AMENDMENT NO. 5

On page 26, between lines 10 and 11, insert the following:

"Payable out of the State General Fund (Direct)
to the Parish Councils on Aging Program for
assistance to organizations in Plaquemines Parish
which provide services to the elderly \$ 75,000"

AMENDMENT NO. 6

On page 93, line 36, change "27,000,317" to "27,003,317"

AMENDMENT NO. 7

On page 99, line 6, change "4,614,664,995" to "4,614,664,955"

AMENDMENT NO. 8

On page 141, line 7, change "8,160,900" to "8,160,960"

AMENDMENT NO. 9

On page 155, at the end of line 34, change "47,260" to "59,260"

AMENDMENT NO. 10

On page 155, line 47, change "15,389,847" to "15,804,270"

AMENDMENT NO. 11

On page 165, line 12, change "678,048,584" to "678,040,584"

AMENDMENT NO. 12

On page 170, at the end of line 28, change "109." to "111."

AMENDMENT NO. 13

On page 170, at the end of line 30, change "109" to "111"

AMENDMENT NO. 14

On page 229, at the end of line 35, change "17,470" to "14,583"

AMENDMENT NO. 15

On page 229, at the end of line 36, change "49%" to "49.4%"

AMENDMENT NO. 16

On page 229, at the end of line 44, change "3,640" to "3,630"

AMENDMENT NO. 17

On page 229, at the end of line 47, change "40.6%" to "41.9%"

AMENDMENT NO. 18

On page 229, delete line 48 in its entirety

On motion of Rep. Fannin, the amendments were adopted.

Rep. Schroder sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Schroder in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

Page 2 HOUSE

29th Day's Proceedings - Thursday, May 15, 2008

AMENDMENT NO. 1

On page 9, line 13, after "public" delete the remainder of the line

AMENDMENT NO. 2

On page 9, after line 30, insert the following:

"(2) The transfer of monies appropriated in this Act to an entity which is not a budget unit of the state or any of its political subdivisions shall be made in compliance with the provisions of this Paragraph. The provisions of this Paragraph shall not apply to transfers of appropriations which are authorized by specific provision of the Louisiana Revised Statutes of 1950 and the Constitution of Louisiana.

(a) The transfer of state monies appropriated to an entity subject to the provisions of this Paragraph upon the execution of a cooperative endeavor agreement between the transferring agency and the recipient entity. The agreement shall, at a minimum contain:

(i) The legal name and mailing address of the recipient entity and a description of its legal status.

(ii) The names and addresses of all officers and directors of the recipient entity.

(iii) A comprehensive budget of the anticipated uses of the appropriation; if such budget contains provisions for grants to be made to other entities, then the agreement shall contain a listing of all sub-recipients, or, at a minimum, a detailed description of the grant application and approval process, ensuring that funds are not provided for any use inconsistent with the provisions of the agreement.

(iv) The estimated duration of the project;

(v) A plan including specific measures of performance and goals and objectives for the use of the monies; and

(vi) In the event the appropriation provides for the acquisition of real property, the agreement shall contain the address and legal description of the property, the current title owner of the property, and proof of a title search within the last six months. The agreement shall contain a prohibition on the sale or donation of the property for a period of ten years and a stipulation that if the entity ceases to exist or for any reason must forego its ownership of the property, the title to the property shall revert to the state of Louisiana.

(b) Of the total monies being transferred pursuant to an appropriation, the amount of monies to be expended on salaries shall not exceed thirty-five percent of the total state monies, unless the appropriation provides specifically for salaries in a specific amount.

(c) Unless the appropriation specifies as its purpose the acquisition of real property, no monies transferred shall be used for the purchase of real property.

(d) The recipient entity shall provide to the transferring agency a written report every six months. The report shall detail the use of the appropriations and progress toward achieving the goals and objectives established in the agreement. If the subject appropriation is in an amount which requires audit pursuant to R.S. 24:513, a copy of each report shall also be provided to the Legislative Auditor.

(e) In the event that the transferring agency determines that the recipient entity has failed to use the monies set forth in its budget within the estimated duration of the project, or has failed to reasonably achieve its specific goals and objectives for the use of the monies, the transferring agency shall demand that any unexpended

monies be returned to the state treasury unless approval to retain the monies is obtained from the Division of Administration or the Joint Legislative Committee on the Budget.

(f) Each recipient entity shall be audited in accordance with R.S. 24:513. If the amount of the public funds received by the entity is below the amount for which an audit is required under R.S. 24:513, the transferring agency shall monitor and evaluate the use of the funds to ensure effective achievement of the goals and objectives.

(g) Notwithstanding any provision of this Act to the contrary, no monies appropriated by this Act shall be released or provided to any recipient of an appropriation, if, when, and for as long as, the recipient fails or refuses to submit any written report that may have been required by Act 18 of the 2007 Regular Session regarding receipt of an appropriation.

(h) The transferring agency shall account for the reports received from each recipient, and shall confirm the receipt of a report by February 28, 2009 for each entity receiving an appropriation contained in this Act. The transferring agency shall provide a written report to the House Committee on Appropriations and the Senate Committee on Finance on the status of each recipient entity's compliance with the six month reporting requirement."

AMENDMENT NO. 3

On page 10, at the beginning of line 1, change "(2)" to "(3)"

AMENDMENT NO. 4

On page 10, at the beginning of line 6, change "(3)" to "(4)"

Rep. Schroder moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 44 yeas and 57 nays, the amendments were rejected.

Consent to Correct a Vote Record

Rep. Gisclair requested the House consent to correct his vote on the above Committee of the Whole House Amendments by Rep. Schroeder from nay to yea, which consent was unanimously granted.

Rep. Richmond sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Richmond in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 3, line 18, after "appropriations." delete the remainder of the line and delete lines 19 through 26 in their entirety

Rep. Richmond moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 35 yeas and 53 nays, the amendments were rejected.

Suspension of the Rules

Rep. Richmond moved for a suspension of the rules in order to take all roll call votes by voice vote.

Rep. Fannin objected.

By a vote of 28 yeas and 65 nays, the motion not having received a two-thirds vote of the members present and voting, the House refused to suspend the rules.

Rep. Fannin moved the adoption of Schedule Item 01-124.

Rep. Richmond objected.

By a vote of 92 yeas and 2 nays, the House agreed to adopt Schedule Item 01-124.

Rep. Lopinto sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Lopinto in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 23, delete lines 29 through 31 in their entirety; On page 23, delete lines 32 through 34 in their entirety; On page 23, delete lines 35 through 37 in their entirety; On page 23, delete lines 38 through 40 in their entirety; On page 23, delete lines 41 and 42 in their entirety; On page 23, delete lines 43 through 46 in their entirety; On page 23, delete lines 47 through 50 in their entirety; On page 24, delete lines 1 through 3 in their entirety; On page 24, delete lines 4 through 6 in their entirety; On page 24, delete lines 7 and 8 in their entirety; On page 24, delete lines 9 through 11 in their entirety; On page 24, delete lines 12 and 13 in their entirety; On page 24, delete lines 14 through 16 in their entirety; On page 24, delete lines 17 through 19 in their entirety; On page 24, delete lines 20 through 22 in their entirety; On page 24, delete lines 23 through 25 in their entirety; On page 24, delete lines 26 through 28 in their entirety; On page 24, delete lines 29 through 31 in their entirety; On page 24, delete lines 32 through 35 in their entirety; On page 24, delete lines 36 through 38 in their entirety; On page 24, delete lines 39 through 41 in their entirety; On page 24, delete lines 42 through 44 in their entirety; On page 25, delete lines 1 through 3 in their entirety; On page 25, delete lines 4 through 6 in their entirety; On page 25, delete lines 7 through 10 in their entirety; On page 25, delete lines 11 through 13 in their entirety; On page 25, delete lines 14 through 16 in their entirety; On page 25, delete lines 17 through 19 in their entirety; On page 25, delete lines 23 through 25 in their entirety; On page 25, delete lines 26 through 28 in their entirety; On page 25, delete lines 29 through 31 in their entirety; On page 25, delete lines 38 through 40 in their entirety; On page 25, delete lines 41 through 43 in their entirety; On page 26, delete lines 1 through 3 in their entirety; On page 26, delete lines 8 through 10 in their entirety; On page 35, delete lines 45 through 48 in their entirety; On page 47, delete lines 1 through 6 in their entirety; On page 51, delete lines 18 through 23 in their entirety; On page 51, delete lines 36 through 38 in their entirety; On page 52, delete lines 7 through 10 in their entirety; On page 52, delete lines 19 through 23 in their entirety; On page 52, delete lines 24 through 27 in their entirety; On page 55, delete lines 42 through 44 in their entirety; On page 55, delete lines 45 through 47 in their entirety; On page 55, delete lines 48 through 51 in their entirety; On page 56, delete lines 1 through 3 in their entirety; On page 56, delete lines 4 through 6 in their entirety; On page 58, delete lines 40 through 42 in their entirety; On page 59, delete lines 1 through 3 in their entirety; On page 59, delete lines 4 through 6 in their entirety; On page 59, delete lines 7 through 9 in their entirety; On page 60, delete lines 15 through 18 in their entirety; On page 91, delete lines 1 through 4 in their entirety; On page 91, delete lines 5 through 7 in their entirety; On page 93, delete lines 40 and 41 in their entirety; On page 104, delete lines 11 through 14 in their entirety; On page 118, delete lines 38 through 41 in their

entirety; On page 120, delete lines 21 through 25 in their entirety; On page 129, delete lines 12 through 15 in their entirety; On page 129, delete lines 19 through 22 in their entirety; On page 141, delete lines 12 through 14 in their entirety; On page 163, delete lines 12 and 13 in their entirety; On page 163, delete lines 18 through 20 in their entirety; On page 163, delete lines 41 through 43 in their entirety; On page 190, delete lines 6 through 9 in their entirety; On page 190, delete lines 18 through 21 in their entirety; On page 218, delete lines 51 through 53 in their entirety; On page 218, delete lines 54 through 56 in their entirety; On page 219, delete lines 1 through 4 in their entirety; On page 219, delete lines 5 through 8 in their entirety; On page 219, delete lines 9 through 12 in their entirety; On page 219, delete lines 13 through 15 in their entirety; On page 219, delete lines 16 through 19 in their entirety; On page 219, delete lines 20 through 23 in their entirety; On page 219, delete lines 31 through 35 in their entirety; On page 230, delete lines 1 through 5 in their entirety; On page 230, delete lines 6 through 10 in their entirety; On page 240, delete lines 18 through 20 in their entirety; On page 240, delete lines 40 through 42 in their entirety; On page 241, delete lines 10 through 12 in their entirety; On page 241, delete lines 32 through 34 in their entirety; On page 242, delete lines 6 through 8 in their entirety; On page 242, delete lines 9 through 11 in their entirety; On page 242, delete lines 16 through 18 in their entirety; On page 242, delete lines 19 through 22 in their entirety; On page 242, delete lines 23 through 25 in their entirety; On page 242, delete lines 31 through 33 in their entirety; On page 242, delete lines 34 through 37 in their entirety; On page 243, delete lines 17 and 18 in their entirety; On page 243, delete lines 26 through 28 in their entirety; On page 243, delete lines 29 through 31 in their entirety; On page 243, delete lines 35 through 37 in their entirety; On page 244, delete lines 43 and 44 in their entirety; On page 245, delete lines 4 and 5 in their entirety; On page 245, delete lines 6 through 8 in their entirety; On page 245, delete lines 20 and 21 in their entirety; On page 246, delete lines 24 and 25 in their entirety; On page 246, delete lines 26 and 27 in their entirety; On page 246, delete lines 28 and 29 in their entirety; On page 246, delete lines 30 through 32 in their entirety; On page 246, delete lines 33 and 34 in their entirety; On page 246, delete lines 35 and 36 in their entirety; On page 246, delete lines 40 through 42 in their entirety; On page 247, delete lines 1 through 3 in their entirety; On page 247, delete lines 4 through 6 in their entirety; On page 248, delete lines 1 through 4 in their entirety; On page 248, delete lines 5 through 8 in their entirety; On page 248, delete lines 9 and 10 in their entirety; On page 248, delete lines 11 through 14 in their entirety; On page 248, delete lines 15 through 19 in their entirety; On page 248, delete lines 24 through 26 in their entirety; On page 248, delete lines 27 through 29 in their entirety; On page 248, delete lines 30 and 31 in their entirety; On page 248, delete lines 32 through 34 in their entirety; On page 248, delete lines 35 through 37 in their entirety; On page 248, delete lines 38 through 40 in their entirety; On page 250, delete lines 14 through 16 in their entirety; On page 250, delete lines 37 through 39 in their entirety; On page 251, delete lines 7 through 9 in their entirety; On page 251, delete lines 10 through 12 in their entirety; On page 251, delete lines 13 through 15 in their entirety; On page 251, delete lines 24 through 27 in their entirety; On page 251, delete lines 28 and 29 in their entirety; On page 251, delete lines 38 through 40 in their entirety; On page 252, delete lines 4 through 7 in their entirety; On page 252, delete lines 17 through 19 in their entirety; On page 252, delete lines 20 through 22 in their entirety; On page 252, delete lines 23 through 27 in their entirety; On page 252, delete lines 31 through 33 in their entirety; On page 253, delete lines 1 through 3 in their entirety; On page 253, delete lines 11 through 13 in their entirety; On page 253, delete lines 20 through 22 in their entirety; On page 253, delete lines 26 through 28 in their entirety; On page 253, delete lines 29 through 31 in their entirety; On page 254, delete lines 9 through 11 in their entirety; On page 254, delete lines 12 through 14 in their entirety; On page 255, delete lines 13 through 16 in their entirety; On page 256, delete lines 25 through 27 in their entirety; On page 256, delete lines 28 through 30 in their entirety; On page 256, delete lines 31 through 34 in their entirety; On page 256, delete lines 35 through 38 in their entirety

Page 4 HOUSE

29th Day's Proceedings - Thursday, May 15, 2008

Rep. Lopinto moved the adoption of the amendments.

Rep. LaFonta objected.

By a vote of 19 yeas and 80 nays, the amendments were rejected.

Suspension of the Rules

On motion of Rep. Hutter, House Rule 6.21 was suspended in order to take up and consider the following amendments.

Rep. Hutter sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Hutter in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 28, between lines 38 and 39, insert the following:

"01-114 Women's Policy - Authorized
Positions (5) \$ 8,010,673

Program Description: *Provides family violence crisis counseling, short-term 24-hour shelter, and advocacy services for victims of domestic violence at (19) sites statewide.*

Objective: Provide administrative support and technical assistance to community based family violence service providers and to the La. Commission on Women's Policy and Research.

Performance Indicator:
Percent of timely compliance with regulations and statutes to administer family violence contracts. 100%

Objective: Manage relationships and projects within current organizational structure and environment to identify, evaluate and develop programs addressing the concerns of women.

Performance Indicator:
Number of programs identified, evaluated and developed 2

Objective: Establish and follow a research methodology that pushes progress and measures results, moving from concept to work-product, to support decision making or recommendation for action.

Performance Indicator:
Number of work products developed/completed 2

TOTAL EXPENDITURES \$ 8,010,673

MEANS OF FINANCE:

State General Fund (Direct)	\$ 4,799,604
State General Fund by:	
Interagency Transfers	\$ 1,200,000
Fees & Self-generated Revenues	\$ 450,000
Statutory Dedication:	
Battered Women Shelter Fund	\$ 92,753
Federal Funds	\$ 1,468,316

TOTAL MEANS OF FINANCING \$ 8,010,673

AMENDMENT NO. 2

On page 128, delete lines 34 through 53 in their entirety

AMENDMENT NO. 3

On page 128, line 54, change "289,130,284" to "281,119,611"

AMENDMENT NO. 4

On page 129, line 2, change "105,035,120" to "100,235,516"

AMENDMENT NO. 5

On page 129, line 4, change "22,199,264" to "20,999,264"

AMENDMENT NO. 6

On page 129, line 5, change "1,627,984" to "1,177,984"

AMENDMENT NO. 7

On page 129, delete line 9 in its entirety

AMENDMENT NO. 8

On page 129, line 10, change "155,552,420" to "154,084,104"

AMENDMENT NO. 9

On page 129, line 11, change "289,130,284" to "281,119,611"

On motion of Rep. Hutter, the amendments were adopted.

Recess

On motion of Rep. Doerge, the Chairman declared the House at recess until 1:30 P.M.

After Recess

Chairman Waddell called the House to order at 1:40 P.M.

Rep. Doerge moved to dispense with the calling of the roll.

Rep. Richmond sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Richmond in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 30, between lines 27 and 28, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Academic Improvement Fund to the Louisiana War Veterans Home for operations	\$ 2,000,000"
---	---------------

AMENDMENT NO. 2

On page 30, after line 54, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Academic Improvement Fund to the Northeast Louisiana War Veterans Home for operations	\$ 2,000,000"
---	---------------

AMENDMENT NO. 3

On page 31, between lines 25 and 26, insert the following:

"Payable out of the State General Fund by
Statutory Dedications out of the Academic
Improvement Fund to the Southwest Louisiana
War Veterans Home for operations \$ 2,000,000"

AMENDMENT NO. 4

On page 31, after line 50, insert the following:

"Payable out of the State General Fund by
Statutory Dedications out of the Academic
Improvement Fund to the Northwest Louisiana
War Veterans Home for operations \$ 2,000,000"

AMENDMENT NO. 5

On page 32, between lines 25 and 26, insert the following:

"Payable out of the State General Fund by
Statutory Dedications out of the Academic
Improvement Fund to the Southeast Louisiana
War Veterans Home for operations \$ 2,000,000"

AMENDMENT NO. 6

On page 220, line 5, change "137,834,255" to "127,834,255"

AMENDMENT NO. 7

On page 220, delete lines 33 and 34 in their entirety

AMENDMENT NO. 8

On page 220, line 36, change "137,834,255" to "127,834,255"

On motion of Rep. Richmond, the amendments were withdrawn.

Rep. Burrell sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Burrell in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 47, between lines 6 and 7, insert the following:

"Provided, however, that of the monies appropriated herein to the Agricultural and Environmental Sciences Program, \$200,000 shall be allocated for a study to be conducted by the Louisiana State University AgCenter, the Southern University AgCenter, the Louisiana State University Law Center, and the Southern University Law Center to address the decline in the number of small and minority farmers in Louisiana."

On motion of Rep. Burrell, the amendments were adopted.

Rep. Greene sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Greene in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 49, after line 50, insert the following:

"Provided, however, that the Commissioner of Administration is hereby authorized and directed to adjust the means of financing for this agency, as contained in this Act, by reducing the appropriation out of the State General Fund (Direct) by \$220,860, which shall reflect the legislative approval of the salaries of the Secretary and Deputy Secretary of the Department of Economic Development at an annual maximum of \$245,755 for the Secretary and \$143,460 for the Deputy Secretary, in accordance with R.S. 36:103 and 39:105."

Rep. Greene moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 63 yeas and 28 nays, the amendments were adopted.

Rep. Gallot sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Gallot in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 60, between lines 18 and 19, insert the following

"Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the Marketing Program for the Greater New Orleans Sports Foundation for the Bayou Classic \$ 250,000

Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the Marketing Program for the Independence Bowl Foundation for the Independence Bowl \$ 350,000

Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the Marketing Program for the Louisiana Sports Hall of Fame Foundation for planning and administration \$ 300,000"

Rep. Gallot moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 28 yeas and 66 nays, the amendments were rejected.

Page 6 HOUSE

29th Day's Proceedings - Thursday, May 15, 2008

Consent to Correct a Vote Record

Rep. Waddell requested the House consent to correct his vote on the above Committee of the Whole House Amendments by Rep. Gallot from nay to yea, which consent was unanimously granted.

Rep. Connick sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Connick in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 63, line 41, change "23,533,010" to "17,984,154"

AMENDMENT NO. 2

On page 65, line 5, change "469,124,445" to "463,575,589"

AMENDMENT NO. 3

On page 65, line 9, change "50,399,292" to "44,850,436"

AMENDMENT NO. 4

On page 65, line 16, change "469,124,445" to "463,575,589"

Rep. Connick moved the adoption of the amendments.

Rep. Arnold objected.

By a vote of 47 yeas and 37 nays, the amendments were adopted.

Rep. Barrow sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Barrow and Richmond in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 102, between lines 28 and 29 insert the following:

"Provided, however, that of the monies appropriated herein for Payments to Private Providers, \$900,000 shall be allocated to a waiver program that will provide preterm labor management services to Medicaid-eligible women with high risk pregnancies.

Provided, further, that the secretary of the Department of Health and Hospitals shall seek the necessary Medicaid waivers to implement this program."

Rep. Barrow moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 49 yeas and 36 nays, the amendments were adopted.

Rep. Gary Smith sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Gary Smith in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 102, between lines 28 and 29, insert the following:

"Provided, however, that monies appropriated herein to the Payments to Private Providers Program shall include payments to chiropractic physicians for medically necessary chiropractic manipulative treatment (identified by CPT codes 98940, 98941, 98942, and 98943), as well as other medically necessary services provided to Medicaid beneficiaries, regardless of age, that fall within the scope of the licensed chiropractic profession and for which payment is made to other private providers.

Provided, further, that the Department of Health and Hospitals shall promulgate the necessary rules to accomplish inclusion of chiropractic coverage with an effective date of November 1, 2008. CPT codes 98940, 98941, and 98942 shall be reimbursed at 100% of the Medicare allowable charge for each service."

On motion of Rep. Gary Smith, the amendments were adopted.

Rep. Carter sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Carter in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 104, line 7, after "for", delete the remainder of the line and delete line 8 in its entirety and insert "the Mary Bird Perkins Cancer Center for early cancer"

On motion of Rep. Carter, the amendments were adopted.

Suspension of the Rules

Rep. Sam Jones moved for a suspension of the rules in order to take up and consider the bill schedule by schedule at this time.

Rep. Honey objected.

By a vote of 28 yeas and 66 nays, the motion not having received a two-thirds vote of the members present and voting, the House refused to suspend the rules.

Rep. LaBruzzo sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative LaBruzzo in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 118, between lines 41 and 42, insert the following:

"Payable out of the State General Fund (Direct)
to the Community Based Program for the
Early Steps Program \$ 1,137,638"

Rep. LaBruzzo moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 53 yeas and 39 nays, the amendments were adopted.

Rep. Harrison sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Harrison in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 189, after line 56, insert the following:

"Provided, however, that notwithstanding any law to the contrary, prior year self-generated revenues collected for the Louisiana Technical College, SOWELA Technical Community College, and Fletcher Technical Community College shall be carried forward and shall be available for expenditure."

On motion of Rep. Harrison, the amendments were adopted.

Rep. Peterson sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Peterson in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 210, line 10, change "6,136,626" to "6,198,280"

AMENDMENT NO. 2

On page 210, line 34, change "23,027,438" to "23,383,221"

AMENDMENT NO. 3

On page 211, line 2, change "58,703,050" to "59,261,489"

AMENDMENT NO. 4

On page 211, line 46, change "19,239,932" to "20,873,201"

AMENDMENT NO. 5

On page 212, line 31, change "20,472,886" to "21,072,290"

AMENDMENT NO. 6

On page 213, line 11, change "9,890,629" to "10,403,447"

AMENDMENT NO. 7

On page 213, line 33, change "137,780,604" to "141,501,971"

AMENDMENT NO. 8

On page 213, line 35, change "62,957,017" to "66,678,384"

AMENDMENT NO. 9

On page 213, line 43, change "137,780,604" to "141,501,971"

AMENDMENT NO. 10

On page 214, line 26, change "593,401,004" to "595,901,004"

AMENDMENT NO. 11

On page 215, line 42, change "107,202,780" to "109,366,280"

AMENDMENT NO. 12

On page 217, line 25, change "20,158,247" to "24,658,247"

AMENDMENT NO. 13

On page 217, line 49, change "382,171,531" to "396,171,531"

AMENDMENT NO. 14

On page 218, line 32, change "1,240,814,391" to "1,263,977,891"

AMENDMENT NO. 15

On page 218, line 34, change "212,724,927" to "235,888,427"

AMENDMENT NO. 16

On page 218, line 41, change "1,240,814,391" to "1,263,977,891"

Rep. Peterson moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 42 yeas and 47 nays, the amendments were rejected.

Consent to Correct a Vote Record

Rep. Norton requested the House consent to correct her vote on the above Committee of the Whole House Amendments by Rep. Peterson from nay to yea, which consent was unanimously granted.

Rep. Nowlin sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Nowlin in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 212, line 31, change "20,472,896" to "20,422,886"

AMENDMENT NO. 2

On page 213, line 33, change "137,780,604" to "137,730,604"

AMENDMENT NO. 3

On page 213, line 35, change "62,957,017" to "62,907,017"

AMENDMENT NO. 4

On page 213, line 43, change "137,780,604" to "137,730,604"

AMENDMENT NO. 5

On page 242, line 8, change "25,000" to "75,000"

Rep. Nowlin moved the adoption of the amendments.

Page 8 HOUSE

29th Day's Proceedings - Thursday, May 15, 2008

Rep. Fannin objected.

By a vote of 23 yeas and 73 nays, the amendments were rejected.

Rep. Dixon sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Dixon in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 220, between lines 2 and 3, insert the following:

"Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the School and Community Support Program for a \$1,000 one-time salary supplement for all school support personnel and nonpublic lunchroom employees eligible for state salary supplements for the 2008-2009 school year \$ 48,600,000"

Rep. Dixon moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 43 yeas and 41 nays, the amendments were adopted.

Rep. Armes sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Armes in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 220, between lines 2 and 3, insert the following:

"Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the School and Community Support Program for a rate increase for public school bus drivers \$ 17,100,000"

Rep. Armes moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 42 yeas and 48 nays, the amendments were rejected.

Rep. Doerge sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Doerge in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 232, line 19, change "240,000" to "480,000"

AMENDMENT NO. 2

On page 232, line 23, change "35,291,441" to "35,531,441"

AMENDMENT NO. 3

On page 235, line 5, change "240,000" to "480,000"

AMENDMENT NO. 4

On page 235, line 13, change "35,291,441" to "35,531,441"

On motion of Rep. Doerge, the amendments were adopted.

Rep. Katz sent up committee amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Katz in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 257, between lines 4 and 5, insert the following:

"Notwithstanding any provision of law to the contrary, payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the LifeShare Blood Centers for the Louisiana Public Umbilical Cord Blood Program \$ 3,500,000"

By a vote of 23 yeas and 70 nays, the amendments were rejected.

Motion

On motion of Rep. Fannin, the Committee of the Whole House agreed to rise and report.

ALFRED W. SPEER
Clerk of the House